

93rd CONGRESS
2nd SESSION

Calendar No. 665

S. 3044

IN THE SENATE OF THE UNITED STATES

APRIL 9, 1974

Ordered to lie on the table and to be printed

AMENDMENTS

Intended to be proposed by Mr. KENNEDY (for himself, Mr. HUGH SCOTT, Mr. HART, Mr. SCHWEIKER, and Mr. MATHIAS), to S. 3044, a bill to amend the Federal Election Campaign Act of 1971 to provide for public financing of primary and general election campaigns for Federal elective office, and to amend certain other provisions of law relating to the financing and conduct of such campaigns, viz:

1 On page 10, line 18, after "party" insert "for election
2 to the office of President".

3 On page 10, line 23, after "party" insert "for election
4 to the office of President".

5 On page 11, line 7, after "candidate" insert "for election
6 to the office of President".

Amdt. No. 1187

1 On page 12, line 6, after “candidate” insert “for election
2 to the office of President”.

3 On page 13, between lines 6 and 7, insert the following:

4 “(c) (1) Every eligible candidate who is nominated
5 by a major party for election to the office of Senator or
6 Representative is entitled to payments for use in his general
7 election campaign in an amount equal to the sum of—

8 “(A) 50 per centum of the amount of expenditures
9 the candidate may make in connection with that cam-
10 paign under section 504, and

11 “(B) the amount of contributions he and his au-
12 thorized committees received for that campaign.

13 “(2) Every eligible candidate who is nominated by a
14 minor party for election to the office of Senator or Repre-
15 sentative is entitled to payments for use in his general
16 election campaign in an amount equal to the sum of—

17 “(A) an amount which bears the same ratio to
18 50 per centum of the amount of expenditures the can-
19 didate may make in connection with that campaign
20 under section 504, as the total number of popular votes
21 received by the candidate of that minor party for that
22 office in the preceding general election bears to the
23 average number of popular votes received by the can-
24 didates of major parties for that office in the preceding
25 election, and

1 “(B) the amount of contributions he and his au-
2 thorized committees received for that campaign.

3 “(3) (A) A candidate for election to the office of Sena-
4 tor or Representative who is eligible under section 502 (d)
5 (2) to receive payments under section 506 is entitled to
6 payments for use in his general election campaign in an
7 amount equal to the amount determined under subparagraph
8 (B).

9 “(B) If a candidate whose entitlement is determined
10 under this paragraph received, in the preceding general
11 election held for the office to which he seeks election, 5 per
12 centum or more of the total number of votes cast for all
13 candidates for that office, he is entitled to receive payments
14 for use in his general election campaign in an amount (not
15 in excess of the applicable limitation under section 504)
16 equal to the sum of—

17 “(i) an amount which bears the same ratio to 50
18 per centum of the amount of expenditures the candidate
19 may make in connection with that campaign under
20 section 504 as the number of popular votes received by
21 that candidate (other than as the candidate of a major
22 or minor party) in the preceding general election for
23 that office bears to the average number of votes cast in
24 the preceding general election for all major party can-
25 didates for that office, and

1 “(ii) the amount of contributions he and his au-
2 thorized committees received for that campaign.

3 “(4) An eligible candidate for election to the office of
4 Senator or Representative who is the nominee of a minor
5 party or whose eligibility is determined under section 502
6 (d) (2) and who receives 5 per centum or more of the
7 total number of votes cast in an election, is entitled to re-
8 ceive payments under section 506 after the election for ex-
9 penditures made or incurred in connection with his general
10 election campaign in an amount equal to the sum of—

11 “(A) an amount which bears the same ratio to 50
12 per centum of the amount of expenditures the candidate
13 may make in connection with that campaign under sec-
14 tion 504 as the number of popular votes received by that
15 candidate in the election bears to the average number
16 of votes cast for all major party candidates for that
17 office in that election, and

18 “(B) the amount of contributions he and his au-
19 thorized committees received for that campaign.

20 “(5) For purposes of paragraphs (1), (2), (3), and
21 (4) —

22 “(A) no contribution from any person shall be
23 taken into account to the extent that it exceeds \$100
24 when added to the amount of all other contributions

1 made by that person to or for the benefit of that candi-
2 date for his general election campaign,

3 “(B) no contribution received by the candidate or
4 any of his authorized committees as a subscription,
5 loan, advance, or deposit, or as a contribution of prod-
6 ucts or services shall be taken into account; and

7 “(C) no contribution of funds received by the can-
8 didate or any of his authorized committees shall be taken
9 into account unless it is made by a written instrument,
10 or accompanied by a document, which identifies the
11 amount of the contribution and the date on which the
12 contribution is made and contains the identification of
13 the person making the contribution.

14 “(6) No candidate whose entitlement is determined
15 under paragraph (2), (3), or (4) may receive payments
16 under section 506 in excess of an amount which bears the
17 same ratio to 75 per centum of the expenditures he may
18 make in connection with his campaign under section 504
19 as the amount determined under paragraph (2) (A), (3)
20 (B) (i), or (4) (A), whichever is applicable, bears to 50 per
21 centum of the amount of expenditures the candidate may
22 make in connection with his campaign under such section.”

1 On page 13, line 7, strike out “(c)” and insert in lieu
2 thereof “(d)”.

3 On page 13, line 8, strike out “and (b)” and insert in
4 lieu thereof “(b), and (c)”.

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